

**MEDINA CITY COUNCIL
REGULAR MEETING
MINUTES**

Monday, September 13, 2004
7:00 p.m.

Medina City Hall
501 Evergreen Point Road

CALL TO ORDER:

Mayor Mary Odermat called the regular meeting of the Medina City Council to order at 7:07 p.m.

ROLL CALL:

Present: Mayor Mary Odermat, Deputy Mayor Todd Nunn
Council Members Miles Adam, Drew Blazey, Katie Phelps, Robert Rudolph, Pete Vall-Spinosa

City Staff Present: City Manager, Doug Schulze; City Attorney, Kirk Wines; Chief of Police, Jeff Chen; Planning Director, Joseph Gellings; Landscape Consultant, Kristin Hoffman; Administrative Assistant, Rachel Baker

APPROVAL OF MEETING AGENDA:

COUNCIL MEMBERS UNANIMOUSLY APPROVED AGENDA AND ADDITION OF NEW BUSINESS DISCUSSION ITEM AS FOLLOWS (7:10 P.M.):

- LIMIT CITY COUNCIL MEETING LENGTH AND LIMIT COUNCIL MEMBER COMMENTS DURING MEETINGS (RUDOLPH)
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AWARDS AND PRESENTATIONS:

Mayor Odermat presented a plaque to Joseph and Randi Brazen as recognition for their extraordinary community service in the City of Medina. Mr. and Mrs. Brazen served as chairs for Medina Days from 1997 to 2004 and Mr. Brazen served on the Park Board from September 1997 to August 2004 (7:11 p.m.).

ANNOUNCEMENTS:

Mayor: Mayor will be attending the Small City Coalition meeting at Tukwila Community Center; hosted by the City of Normandy Park. Mayor reminded those in attendance to vote in Tuesday's Primary Election (7:15 p.m.).

Council: No report

Staff: City Manager announced that Public Works Director, Shel Jahn, would be unable to attend and was excused from tonight's meeting (7:15 p.m.).

CONSENT AGENDA:

Phelps requested two changes to Finance Officer's Report as follows: Over-budget line items printed in bold throughout report, and consultant fees separated in the Building Department Report.

Adam requested greater fund and expense itemizations throughout report.

City Manager will discuss requests with Finance Officer and ensure report is updated with necessary format changes (7:17 p.m.).

BLAZEY MOTION, PHELPS SECOND TO APPROVE CONSENT AGENDA AT 7:16 P.M.; AFTER FURTHER DISCUSSION, MOTION PASSED UNANIMOUSLY AT 7:34 P.M.

AUDIENCE PARTICIPATION:

Art Dietrich; 707 Overlake Drive East, Medina

Mr. Dietrich suggested Council initiate a Finance Committee to review and address budget issues with City Manager prior to City Council meetings (7:34 p.m.).

REPORTS:

Police Department: No report

Mayor thanked the Chief of Police for his department's professionalism and effort made during the President's visit.

Council members inquired about the costs associated with the President's visit. Mr. Chen responded that costs deemed recoverable were submitted to appropriate agencies for reimbursement.

Blazey questioned property crime statistics in Medina. Mr. Chen responded there was a slight increase with car prowls, however crime statistics, in general, are down this year.

Mr. Chen reported there were no incidents associated with the Anna White Armstrong event, which took place in Medina on September 11, 2004. He also stated the department has continued to increase visibility in Medina Park to educate park users of off-leash regulations. No incidents have been brought to the department's attention (7:36 p.m.).

Development Services: No report

Mr. Gellings reported the Planning Commission would present its work plan to the City Council in approximately one and a half months (7:43 p.m.).

Public Works Department: No report

Adam complimented moving of pier at Medina Beach Park during the design phase of the Medina Beach Park redevelopment project.

Blazey complimented Public Works on the new railing and banister installation at the dock on 84th Avenue Northeast.

Rudolph was impressed with the results of the paving job on Northeast 12th Street and pleased the project came in under budget.

Mayor and Phelps commented on the stamping process for additional crosswalks proposed by Public Works. Mayor also expressed thanks to Parks staff for Medina Days cleanup (7:47 p.m.).

PUBLIC HEARING:

Mr. Gellings provided overview of proposed Swimming Pool and Spa Restrictions Ordinance. No public comments were made.

RUDOLPH MOTION, VALL-SPINOSA SECOND TO APPROVE SWIMMING POOL AND SPA RESTRICTIONS ORDINANCE, MOTION PASSED UNANIMOUSLY AT 7:51 P.M.

OTHER BUSINESS:

Tree and Vegetation Code Amendment (7:52 p.m.)

Kristin Hoffman provided an overview of issues associated with the Tree and Vegetation Code Ordinance and presented possible resolutions to amend ordinance. Ms. Hoffman referenced construction permit at 3329 Evergreen Point Road as an example during her presentation. Discussion followed.

Council unanimously agreed to open discussion for public comment (8:28 pm).

**Gary Madsen, representing Dan & Sally Sue Coleman;
3327 Evergreen Point Road, Medina; (8:29 p.m.)**

Mr. Madsen addressed the concerns of Mr. and Mrs. Coleman in relation to the property under construction at 3329 Evergreen Point Road (EPR). The Coleman's were out of town and unable to attend tonight's meeting.

Mr. Madsen distributed a photocopy of photographs* taken four years ago from the Coleman's deck showing the property's landscape and views prior to construction at 3329 EPR. Mr. Madsen claimed the Tree and Vegetation Code provides balance to residents of the City of Medina and offers protection for landowners. He requested the Council revise language per the four recommendations outlined in his letter addressed to council members, dated September 13, 2004. Mr. Madsen expressed his concern regarding the negative impact the Tree and Vegetation Code imposes on property values.

*Photocopy returned

Gus Hart; 3337 Evergreen Point Road, Medina (8:41 pm)

Mr. Hart identified his property as one adjacent to the property under construction at 3329 Evergreen Point Road (EPR). Mr. Hart distributed a picture* to the Council reflecting the view from his property, reporting that he and his wife have enjoyed the pictured view for 34 years. Mr. Hart requested Council to consider his claim that the construction and related tree mitigation at 3329 EPR will degrade his property value.

*Photograph returned

THE COUNCIL APPROVED EACH ITEM BY UNANIMOUS CONSENT, AS FOLLOWS
(9:54 P.M.):

- | | | |
|------|--------------|---|
| (1) | 12.28.030 A2 | SOLUTION OK WITH 25 CUBIC YARD TRIGGER |
| (2) | 12.28 | SOLUTION OK; PROVIDE SAMPLE LANGUAGE FROM OTHER CITIES (KRISTIN TO RESEARCH) |
| (3) | 12.28.060 | PRIVATE LANES OK |
| (4) | 12.28.060 | HAZARDOUS HISTORIC TREES SHOULD NOT REQUIRE REPLACEMENT |
| (5) | 12.28 | LEAVE LANGUAGE AS IS REGARDING PLANT LIST |
| (6) | 12.28.050 | NO CHANGE |
| (7) | 12.28.030 A4 | COMBINE WITH 12.28.060 |
| (8) | 12.28.065 | OK TO REQUIRE NOTIFICATION; NO TREE INVENTORY |
| (9) | 14.08.020 B1 | OK |
| (10) | 12.28.030 | USE "RECONSTRUCTION" THROUGHOUT CODE |
| (11) | ----- | PROVIDE RECOMMENDATION FOR USE OF PRIVATE EASEMENTS AND ADJACENT PROPERTY FOR MITIGATION TREE PLANTING. |

Development Related Utility Undergrounding (10:00 p.m.)

Mr. Gellings reported that the topic has come to a dead end and discussion is no longer required.

Temporary Meeting Space Location (10:02 p.m.)

City Manager reported trailer relocation recommendations and research findings. Adam offered to assist Mr. Schulze with trailer relocation.

BLAZEY MOTION, NUNN SECOND TO MOVE PUBLIC WORKS TRAILER TO PUBLIC WORKS YARD WITHIN 45 DAYS. MOTION PASSED 5-2; PHELPS AND RUDOLPH OPPOSED, 10:15 P.M.

Authorize Contract for GMA Comprehensive Plan Update Consultant (10:18 p.m.)

Mr. Gellings provided history of Growth Management Act Project (GMA) mandates, requirements and deadlines. He suggested hiring consultant services to provide seasoned, specialized experience to complete project.

RUDOLPH MOTION, NUNN SECOND, TO AUTHORIZE MEDINA COMPREHENSIVE PLAN AND DEVELOPMENT REGULATIONS UPDATES AGREEMENT FOR PROFESSIONAL SERVICES IDENTIFYING A LOWER NUMBER OF \$69,720.00 AND A LARGER NUMBER NOT TO EXCEED \$100,000.00, PASSED WITH ALL IN FAVOR, 10:32 P.M.

NEW BUSINESS:

Discussion opened at 10:32 p.m. to discuss City Council meeting length and to generate ideas to decrease meeting duration.

COUNCIL AGREED TO GENERALLY LIMIT MEETING LENGTH, DISCUSSIONS AND ADMINISTRATIVE AGENDA ITEMS.

CALENDAR:

Discussion regarding City Council agenda calendar opened at 10:39 p.m.

EXECUTIVE SESSION:

COUNCIL ADJOURNED INTO EXECUTIVE SESSION TO CONTINUE EVALUATION OF EMPLOYEE PERFORMANCE, PURSUANT TO RCW 42.30.110 (1) (G) AT 10:52 P.M.

ADJOURNMENT:

COUNCIL ADJOURNED EXECUTIVE SESSION AT 11:45 P.M. NO ACTIONS WERE TAKEN.

The Regular Session of the City Council meeting adjourned at 11:45 p.m.

Mayor Mary Odermat

Attest:

Rachel Baker, Administrative Assistant